



MEMORANDUM

Agenda Item No. 7(K)(1)(A)

TO: Honorable Chairperson Barbara Carey-Shuler,
Ed. D. and Members, Board of County
Commissioners

DATE: December 16, 2003

FROM: George M. Burger
County Manager

SUBJECT: FY 2004 Action Plan and
Funding Recommendations for
the CDBG, HOME, ESG, SHIP
and Surtax Programs

RECOMMENDATION

It is recommended that the Board approve the County Manager's funding recommendations for the following funding sources and amounts as indicated in Exhibit 1:

Funding	Source	Amount
Community Development Block Grant (CDBG)	Federal	\$22,907,350
CDBG Program Income	Federal	\$600,000
Emergency Shelter Grant (ESG)	Federal	\$750,000
Home Investment Partnership (HOME)	Federal	\$7,482,757
HOME Program Income	Federal	\$900,000
State Housing Initiative Program (SHIP)	State	\$6,750,000
Surtax Program	County	\$18,200,100
Total All Sources		\$57,590,207

It is also recommended that the Board authorize the County Manager to submit the FY 2004 Action Plan to U.S. HUD and to execute all contracts, agreements and amendments necessary to implement the FY 2004 Action Plan and the SHIP and Surtax programs.

Please note that Exhibit 1 indicates the requested amount by each agency, Staff, Affordable Housing Advisory Board (AHAB), Task Force on Urban Economic Revitalization (UERTF); Overall Tenant Advisory Council (OTAC), Community Advisory Committees, BCC District Funds recommendations, and County Manager's recommendations.

BACKGROUND

CONSOLIDATED PLANNING PROCESS

On December 17, 2002, the Board approved the FY 2003-2007 Consolidated Plan, as prepared by the Office of Community and Economic Development (OCED), through the adoption of Resolution No. 1482-02. The Consolidated Plan requires that an Action Plan be prepared for the funding available in each year through FY 2007. The Consolidated Plan combines the planning and application aspects of the CDBG, HOME, and ESG Programs. The FY 2004 Action Plan was developed with extensive consultation and participation with residents, and public and private sectors. This plan reflects the input gathered from neighborhood meetings, commission district-wide meetings, a countywide Overall Tenant Advisory Committee, Community-Based Organizations (CBOs), Community Development Corporations (CDCs), municipalities and County departments. Funding for the activities proposed in the FY 2004 Action Plan will come from the CDBG, HOME, and ESG entitlement programs. Funding recommendations are consistent with the

Consolidated Planning Process Policies for the FY 2004 Request For Applications (RFA) as adopted by the Board through Resolution No. 361-03, pursuant to a public hearing held on April 8, 2003. Consistent with the past several years, for FY 2004 the Board has approved a Consolidated Planning Process that continues to include the SHIP and Surtax affordable housing programs (in addition to the CDBG, HOME, and ESG Programs) and provides for a Consolidated Request for Applications (RFA) process for all of the related programs – CDBG, HOME, ESG, SHIP and Surtax. Close coordination of these programs and resources continues to be essential to prevent duplication of funding or funding in excess of the needs of an activity.

CITIZEN PARTICIPATION

U.S. HUD regulations require that:

- The County holds a minimum of two (2) public hearings at different stages of the FY 2004 Planning Process. The first public hearing requires input from citizens on housing and community development needs. On April 8, 2003, the first required public hearing was held before the Board of County Commissioners to obtain public input on the FY 2004 Consolidated Planning Policies on which the FY 2004 Action Plan recommendations have been based. The second public hearing is intended to obtain public opinion about the FY 2004 Action Plan. The second public hearing was advertised and held on November 12, 2003 in the BCC Chambers at the Stephen P. Clark Center.
- The County makes the FY 2004 Action Plan available to the public for comments for a period of 30 days prior to approval of the funding recommendations by the Board of County Commissioners. On October 1, 2003, the County issued a public notice that informed the public of the availability of the FY 2004 Action Plan at specifically designated locations. The public notice also served to inform the general public that written comments on the plan would be accepted until October 31, 2003 and that there would be a public hearing tentatively scheduled for November 12, 2003, to discuss the FY 2004 Action Plan and SHIP and Surtax funding recommendations.

From January, 2003 through October, 2003 approximately 90 public meetings were held by OCED and CAA to monitor the performance of ongoing activities and identify priorities in Commission Districts, Neighborhood Revitalization Areas (NRSA) and eligible block groups.

REQUESTS FOR APPLICATIONS (RFA) AND EVALUATIONS

Applications for funding were solicited through a consolidated Request for Applications (RFA) Process. Funding requests totaled \$189,961,058, including \$108,967,394 for the CDBG program, \$13,963,627 for the HOME program, \$589,549 for the HOME-CHDO program \$924,461 for the ESG program, \$1,000,000 for the SHIP program and \$18,200,100 for the Surtax program.

The FY 2004 RFA application process opened on May 5, 2003, and ended on June 4, 2003. The public was advised of the application process through several notices in The Miami Herald and The Miami Times. During the month-long RFA application process, OCED, in coordination with the Miami-Dade Housing Agency and the Miami-Dade Homeless Trust, convened two (2) technical assistance and information workshops for agencies and the public, and provided ongoing technical assistance throughout the application period. Exhibit 1 – FY 2004 Funding Recommendations, contains all requests and recommendations sorted by agency.

FY 2004 STAFF RECOMMENDATIONS

CDBG Evaluation Process

Neighborhood activities recommended for funding by County departments were reviewed and have been selected on the basis of priority needs and consistency with neighborhood and department plans. Countywide activities recommended for funding by Departments were selected on the basis of department priority and allocations determined through the County's FY 2003-2004 budget preparation process and in consultation with the Office of Management and Budget. Applications submitted by non-County organizations were reviewed and evaluated by OCED staff, in consultation with the Homeless Trust and MDHA as necessary. It should also be noted that the County's Department of Human Services as well as the Alliance for Human Services participated in the meetings of the FY 2004 RFA Working Group and provided information relative to the Social Service Master Plan goals, priorities and funding allocations.

In preparing funding recommendations, careful attention was given to allocating the available funding to effectively meet the wide variety of diverse needs in the broad geographic districts of the County. Additionally, consideration was given to supporting activities that are consistent with the goals, objectives, policies, and priorities set forth in the FY 2004 Consolidated Planning Process Policies adopted by the Board.

Consultation Process with CDBG Applicants

The applications submitted through the annual RFA process were evaluated by staff for completeness and accuracy and scored on numerous criteria. A review of the scoring forms provided for applicants in the RFA, clearly shows the thorough evaluation that was given to each proposed activity by staff. Agencies were advised in a letter dated September 10, 2003 that evaluations related to their applications could be obtained and discussed with staff during a formal review process, which started on September 16, 2003 and ended on September 18, 2003. During these consultations with agencies, every effort was made to ensure that any questions regarding the evaluation of applications would be fully addressed prior to the Board's consideration of the County Manager's funding recommendations. While staff made a concerted effort to address agency inquiries as fairly and thoroughly as possible, any agency could still avail itself of the opportunity to address the Board during the required public hearing preceding the adoption of the FY 2004 Action Plan. Staff made funding recommendations based on considerations including the strength of the application and its responsiveness to NRSA's high priority needs, as detailed in the 2003-2007

Consolidated Plan. Additionally, staff's recommendations were developed to ensure that they carefully adhered to the Board approved Consolidated Plan Policies.

HOME, SHIP, and Surtax Evaluation Process

Funding recommendations for the program were made within the following parameters:

- A maximum initial award of \$1,000,000 for tax credit applications.
- A \$1.9 million set-aside was available for homeless housing projects.
- Maximum funding for small rental projects (30 units or less) is \$250,000 or 40% of total project cost, whichever is less.
- No single applicant shall be awarded more than 10% of the combined allocation of HOME, SHIP, and Surtax funding.
- At the discretion of the County, up to 20% of rental units (per project) may be designated for Section 8 subsidy; either project-based or tenant-based.
- Approximately \$6.0 million in SHIP funds will be utilized as end loans for homebuyers countywide. Another \$1 million is recommended as project specific within this RFA cycle.

The Miami-Dade Housing Agency, OCED and the Homeless Trust reviewed applications for HOME, SHIP, and Surtax Program funds. Evaluation criteria included factors such as commitment of financing from other sources, unit affordability, costs of construction, leveraging, economic feasibility, experience, capacity of the development team, and ability to proceed. The review of these applications was coordinated with OCED to prevent the duplication of funding from other County sources or funding beyond the stated needs of the proposal.

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

The estimated FY 2004 CDBG allocation is \$23,507,350 including \$600,000 in program income. The official notification of the County's final entitlement from U.S. HUD is expected by January 2004.

Funding recommendations for activities, programs, and projects for NRSAs and eligible block groups have been prepared based on the needs identified by residents at meetings held at the neighborhood and commission district levels.

Funding recommendations were prepared for CDBG housing service delivery costs in support of HOME, SHIP and Surtax projects based on the analysis of an agency's funding history and performance results or progress.

Federal regulations cap the funding allocation for Administration in each Action Plan year at 20% of the total entitlement plus program income.

Several policy changes have combined to impact the amount of funds over which OCED staff will make funding recommendations. Specifically, the requirement that each Commission District is allocated \$200,000 and similarly each of the nine (9) NRSA

Community Advisory Committees (CAC) be allocated \$100,000 for their funding recommendation effectively reduces OCED's staff's funding recommendations by (\$2.6 million and \$900,000) respectively. It should be noted that activities in only four funding categories-Capital Improvements; Economic Development, Housing and Public Service – have been utilized for allocation of funds by the BCC and CAC.

Miami-Dade County's FY 2003/04 budget is consistent with the BCC's policy requiring that only 30% of CDBG funds is allocated to County Departments.

The estimated FY 2004 CDBG allocation is \$23,507,350 including \$600,000 in program income. The FY 03-04 Operating Budget approved by the BCC includes \$4,701,000 in administration funds and \$6,872,000 in CDBG allocations to County Departments for low to moderate-income oriented projects. The result of these BCC policies is that OCED staff has only \$11,573,000 of CDBG funds available to make funding recommendations. County Departments' activities were not evaluated for scoring due to the pre-established funding levels recommended through the budget process. These recommendations may be subject to BCC modifications.

Summary of CDBG Funding by Category

Staff considered the following variables to determine the activity funding levels:

- Priority be given to existing projects particularly those that involve capital improvements and housing activities
- Pending monitoring findings, the agency's ability to perform existing projects as scheduled and the agency's compliance with its current contractual stipulations with OCED
- The length of time that the project has been operating and the achievement to date (If the project has been funded for several years, has it made progress towards its completion?).
- The amount of outside funding secured by the agency for the activity

(a) Administration

The proposed allocation of administrative support funding totaling \$4,701,470 or 20% of the total entitlement plus \$600,000 in program income includes the following activities: OCED's program administration, including management, financial, community planning, contract development and monitoring, and grantee performance reporting and compliance (\$3,842,670); the Office of Historic Preservation (\$100,000); other County departments (\$858,000) to include: C.A.A.'s Citizen Participation Program, Planning and Zoning Department's Strategic Area Planning and Environmental Review and Assessment Assistance Programs, Department of Human Services Fair Housing and HOPE, Inc. for the continuation of its Fair Housing Education and Outreach Program. OCED and The Office of Management and Budget funding strategies in this category are based upon recommended CDBG allocation to County Departments included in the County's Operating Budget.

(b) Capital Improvements

Total funding requests in this category amounted to \$22,791,368. A total of \$1,997,000 is recommended for capital improvement projects in the FY 2004 Action Plan. This represents 8% of the total CDBG allocation compared to 10% in FY 2003. Funding strategies and funding recommendations in this category will assist participating municipalities and non-profits to "finish what we started." For those projects that do not have complete funding or are not ready to start construction, OCED recommends that capital improvement projects be funded in phases. The first phase includes planning, design, and permitting and environmental review. The following phases will be allocated funds depending on the agency's ability to reach milestones and expend funds in a timely manner.

(c) Economic Development

FY 2004 funding recommendations for economic development activities total \$5,209,000 compared to \$4,477,000 for FY 2003. This represents 22% of the total CDBG allocation, compared to 18.5% in FY 2003. Total funding requests in this category amounted to \$22,755,430. Included in the staff recommendations are:

AGENCY/DEPARTMENT	ACTIVITY	COUNTY MANAGER'S RECOMMEN- DATIONS
Bargain Town	Rehabilitation of Ethnic Food Courtyard	\$70,000
Black Economic Development Coalition, Inc.	Technical Assistance	\$300,000
CAMOL Loan Fund	ED Technical Assistance	\$75,000
Contractors Resource Center, Inc.	Ed Technical Assistance	\$70,000
Hialeah Dade Development	City of Hialeah Economic Development	\$95,000
International Trade Consortium	International Trade Promotion	\$150,000
L.B.W Homeowner's Foundation of Coral Gables, Inc.	CDBG/Economic Development for Bahamian Village	\$50,000
Little Haiti Edison Federal Credit Union	Community Awareness, Financial Counseling	\$ 50,000
Local Initiatives Support Corporation	Economic Development/Technical Assistance	\$100,000
Miami Dade OCED/ED	CDBG Revolving Loan Fund Program	\$750,000
Miami Dade OCED/ED	CDBG Revolving Loan Fund Program in Targeted Urban Areas:	\$360,000
Miami Dade OCED/ED	Commercial Revitalization in non-targeted urban areas	\$712,000
Miami Dade OCED/ED	Commercial Revitalization Program in Targeted Urban Areas	\$237,000
Miami Dade OCED/ED	Florida State/Miami-Dade County Enterprise Zone Program	\$214,000
Miami Dade OCED/ED	Micro Enterprise Assistance & Peer Lending Program/Countywide	\$356,000

AGENCY/DEPARTMENT	ACTIVITY	COUNTY MANAGER'S RECOMMEN- DATIONS
Miami Dade OCED/ED	Micro Enterprise Assistance & Peer Lending Program/TUA	\$119,000
Miami Dade OCED/UD	Support of CD acquired parcels for economic development activities.	\$106,000
MMAP Foundation	The 54 th Street Group	\$250,000
Neighbors and Neighbors Association, Inc.	Technical Assistance	\$175,000
North Dade Community Development Federal Credit Union	North Dade Community Marketing /Awareness (CMA) Job Retention	\$220,000
Opa-locka CDC	Stadium Corners Shopping Center	\$150,000
Rafael Hernandez Housing and Economic Development Corp.	Wynwood Business Development Program	\$50,000
South Florida Puerto Rican Chamber of Commerce	Micro-Loan Services	\$45,000
Technological Research & Development Authority (TRDA)	Homestead Business Incubator	\$70,000
CAC ALLOCATIONS	9 projects allocated	\$450,000
	Total Economic Development	\$5,209,000

These programs are designed to meet the needs of small and minority business owners for long-term working capital and fixed asset financing, to support the rehabilitation of commercial corridors and the growth and expansion of micro-businesses. These programs, as reflected in the County Manager's funding recommendations are consistent with the high priority needs for economic development in CDBG NRSAs and eligible block groups as identified in the FY 2003-2007 Consolidated Plan, the FY 2003-2004 County Budget and for the revitalization of Targeted Urban Areas (TUAs) consistent with the Task Force's Urban Economic Revitalization Plan.

In the event of any difference between the County Manager's funding recommendations and those of the Task Force, a 2/3 vote of the members of the Board of County Commissioners is required to approve the County Manager's recommendation.

Please be advised that, as requested by Ordinance No. 97-33, which created the Task Force on Urban Economic Revitalization, the FY 2004 CDBG Economic Development funding recommendations were presented to the Task Force for review.

A review of the funding recommendations for the CDBG Economic Development category indicates that there are differences in the funding recommendations relative to TUA-related economic development activities between the UERTF and the County Manager's recommendations. (See Attached UERTF recommendations).

In an effort to resolve the differences between the UERTF and the County Manager's recommendations relative to those TUA-related activities, staff has reviewed the merits of the UERTF recommendations and taken into consideration any additional differences that may be reflected in the funding recommendations. As a result of these

considerations, it is recommended that the Board adopt, by way of the necessary 2/3 vote, the County Manager's CDBG economic development category recommendations.

(d) Historic Preservation

Requests for funding in this category total \$825,000. The funding recommendations for Historic Preservation activities amount to \$450,000 or less than 0.1% of the total CDBG allocation, compared to \$120,000 or 0.5% in FY 2003. Additional funding related to Historic Preservation is allocated in the Administration category in the amount of \$170,000 to support the County's Office of Historic Preservation.

(e) Housing

Of the total proposed FY 2004 allocation, \$3,126,000 or 17% is recommended for housing activities. In FY 2003, \$2,956,000 or 12.2% of total entitlement was allocated to housing activities. Funding strategies in this category include completing projects that have been funded in previous years and recommending projects that are fully funded with other funding sources.

OCED recommends that LISC provide capacity building and training to approximately ten housing CDCs. This training will consist of building durable community development organizations, project management and real estate development, the new ventures program and the community developers round table. These CDCs will be required to have a line item in their budget in order to reimburse LISC for the cost of the training. The cost is estimated to total approximately \$100,000.

(f) Public Services

Requests for public service funding through the FY 2004 RFA process totaled approximately \$46 million. The FY 2004 Public Service County Manager's recommendations amount to \$5,429,350. In accordance to US HUD regulations, the amount of CDBG funds used for public services shall not exceed 15 percent of each grant. However, public services carried out pursuant to a Neighborhood Revitalization Strategy by a Community-Based Development Organization (CBDO) will be exempt from the public service cap. Approximately \$2,300,000 of public service activities serve NRSAs.

Funding strategies for this category are based on recommending activities that are identified as a high priority in the FY 2004-07 Consolidated Plan. High priority public service activities include childcare, handicapped services, youth programs, employment training and senior services. Recommendations for public service activities were made in consultation with the Alliance for Human Services for consistency with the Social Services Master Plan. Those activities with leveraging and low cost per client within their cluster were also given priority.

(g) Activities Benefiting Residents of Public Housing Developments

As a result of the Adker Consent Decree issued by the U.S. District Court Southern District of Florida on June 24, 1998, the County has to allocate a minimum of \$4,701,400 of FY 2004 CDBG funds in areas surrounding public housing developments. In the FY 2004 Action Plan OTAC recommended approximately \$22.8 million in diverse activities, programs, and improvements benefiting the residents of public housing in CDBG funding compared to \$12,529,000 in CDBG recommendations in the FY 2003 Action Plan. OCED has coordinated and facilitated the review of the FY 2004 funding recommendations by OTAC, for consistency with the requirements of the Adker Consent Decree. A series of meetings have been held with OTAC in this regard. Please note that OTAC's recommendations for funding activities are listed in Exhibit I and to the extent that there are differences between OTAC's recommendations and the County Manager's recommendations a 2/3 vote of the Board will be required to approve the County Manager's recommendation.

In light of the wide-ranging, across-the-board impact of OTAC's proposed funding reductions on numerous agencies, it is recommended that the Board approve the County Manager's funding recommendations by a 2/3 vote and override OTAC's recommendations.

(h) Funding for Activities in Entitlement Cities based on Metropolitan Significance Criteria

Activities with metropolitan significance that are located in the entitlement cities of Miami, Miami Beach, North Miami and Hialeah are recommended for a total of \$4,058,350 or 17% of the FY 2004 total CDBG allocation, compared to \$2,093,480 or 8.9% of the FY 2003 allocation.

In recommending funding for activities in other entitlement cities, staff was especially mindful of U.S. HUD's Final Rule issued in November 1995, which stated that CDBG funds may assist an activity outside the jurisdiction of the Grantee only if the Grantee determines that such activity is necessary to further the purposes of the Housing and Community Development Act and the recipients community development objectives, and that reasonable benefits from the activity will accrue to the residents of the jurisdiction of the Grantee. This new language, to some extent, restricts the number of activities that can be recommended for funding. Additionally, consideration was given to the consistency of the activity with the high priority needs identified in the particular jurisdiction's Consolidated Plan.

In accordance with the approved FY 2004 Consolidated Planning Process Policies, funding for activities in entitlement jurisdictions participating in the State of Florida Small Cities CDBG Program is limited to those activities which demonstrate Metropolitan Significance and are consistent with the high priority needs identified in that jurisdiction's Consolidated Plan. Further, in order to be eligible for CDBG funding from Miami-Dade County, an activity in, either a Small Cities Program area (such as

the cities of Homestead and Florida City) or an entitlement jurisdiction, will have to pass an eligibility determination test that demonstrates that the majority of its program benefits, or has benefited the County's unincorporated or entitlement area in the past.

FUNDING FOR ENTITLEMENT CITIES

Entitlement /Small Cities Area	2000 Population	2000 Low/Mod Population	FY 2003 Entitlement Amount	FY 2004* (EST.) Entitlement Amount	Low/Mod Per Capital Entitlement Allocation
Hialeah	188,008	91,436	\$5,514,000	\$5,624,280	\$62
**Homestead	26,694	15,308	0	0	0
**Florida City	5,978	3,681	0	750,000	\$204
Miami	358,548	215,293	12,856,000	13,113,120	\$61
Miami Beach	92,639	54,144	2,777,000	2,832,540	\$52
Miami Gardens					
North Miami	50,001	22,656	1,107,000	1,129,140	\$50
Subtotal	721,868	402,518	22,254,000	23,449,080	0
Miami-Dade	1,215,226	417,813	22,679,000	23,751,000	\$57
Dade County Total/Average	1,937,094	820,331	44,933,000	47,200,080	\$57

*Based on the assumption that the FY 2004 funding will be increased by about 2%.

**The cities of Florida City and Homestead no longer participate in the County's program, they participate in the Small Cities CDBG program administered by the State of Florida.

HOME INVESTMENT PARTNERSHIP PROGRAM RECOMMENDATIONS

It is anticipated that Funding Recommendations for the HOME Program will total \$8,382,757 in FY 2004, including an allocation of \$900,000 of program income. The HOME Program provides funds for permanent and construction loans, and first and second mortgage financing to assist very-low and low-income to moderate-income families to purchase or rent developed affordable housing units.

Program Administration	\$725,226
Rental Housing	\$750,000
Homeownership	\$4,384,500
Homeless Housing	\$400,000
CHDO Operating Support	\$459,500
CHDO Reserve	\$84,500
Reserve	\$1,579,031
Total	\$8,382,757

EMERGENCY SHELTER GRANT (ESG) RECOMMENDATIONS

The process and criteria for awarding ESG funds, along with the source and amount of matching funds, involve the estimated \$750,000 in expected grant funds. It is recommended that these funds be contracted to Camillus House to continue to operate the County's Beckham Hall facility. Single males comprise approximately 62% of the homeless population in Miami-Dade County. Beckham Hall will provide temporary shelter and services for some 1,200 homeless males over the next year.

The match will be based upon funds that Miami-Dade County provides for the annual operation of the homeless programs and facilities in Miami-Dade County. A match of 100% is required.

STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM

The SHIP program allows flexible funding for housing development to meet local needs. SHIP funding expected to be available in FY 2003/2004 is \$6,750,000. The recommended funding distribution is:

Homeownership	\$5,750,000
Homebuyer Counseling	\$1,000,000
Total	\$6,750,000

Funding recommendations are based on the evaluation of projects applying for SHIP funds that demonstrate a need for the funds requested. SHIP funding recommendations are included in Exhibit 1.

DOCUMENTARY STAMP SURTAX PROGRAM

The Surtax program provides funds that primarily promote the new construction of homeownership units. An allocation of \$6,337,100 is being recommended for rehabilitation and/or new rental units, and \$13,075,000 for new homeownership units. Funding recommendations are based on the total amount of available affordable housing funding from all sources, and the review and evaluation of projects that applied for Surtax funds in the categories of homeownership by private developers, homeownerships by CDCs and rentals by CDCs. Surtax funding recommendations are included in Exhibit 1.

TASK FORCE ON URBAN ECONOMIC REVITALIZATION RECOMMENDATIONS

OCED's funding recommendations for the CDBG Economic Development category were provided to the UERTF on October 0, 2003. Consistent with the requirements of Ordinance No. 97-33, the UERTF after review of OCED funding recommendations and agency presentations, made its own funding recommendations which are indicated in Exhibit 1. The UERTF recommendations were submitted to OCED on October 31, 2003. The total of

UERTF recommendations is \$2,265,000. **Please note that in the event of any difference between the County Manager's recommendation and those of the Task Force, it will require a 2/3 vote of the members of the Board of County Commissioners to approve the County Manager's recommendation.**

OVERALL TENANT ADVISORY COUNCIL (OTAC) RECOMMENDATIONS

As the result of the Adker Consent Decree issued by the U.S. District Court, Southern District of Florida on June 24, 1998, "the County shall allocate 25 percent of its future annual allocable CDBG funds for five years, commencing with the FY 2000 Action Plan, for housing, community development programs, economic development programs and infrastructure improvements in neighborhoods surrounding public housing developments." Allocable CDBG funds are the total amount of CDBG funds appropriated in the Annual Action Plan less the 20 percent maximum allowed by U.S. HUD for the County's administrative expenses. The allocated CDBG funds shall be spent in accordance with priority needs identified relative to public housing and the surrounding neighborhoods through the County's Citizen Participation Process as mandated by HUD's Consolidated Planning requirements. Moreover, the County shall have no financial obligation to fund any such amount of programs and improvements other than from the CDBG funds actually paid or pledged to it by HUD.

In order for the County to be in compliance with the Adker Consent Decree, the funding recommendations for the annual expenditure of CDBG funds must ensure that an amount not less than 25% of the allocable amount of CDBG funds, less the 20% allowed for administration, is allocated for eligible activities and programs benefiting the residents of public housing developments. With the specific reference to the FY 2004 Action Plan, the proposed allocation of \$22,907,350 in CDBG funds means that at least 25% of the amount remaining after allowing for the 20% expenditure for administration at least \$4,701,470 $(\$22,907,350 - 20\%) \times .25$ must be allocated for programs and activities benefiting the residents of public housing developments.

In accordance with the provisions of the consent decree, the Overall Tenant Advisory Council (OTAC) has been identified as the entity representing the interests of public housing residents relative to reviewing the recommendations of OCED staff and recommending activities and programs benefiting the residents of public housing developments.

To the extent that the County Manager's funding recommendations relative to activities and programs benefiting public housing residents are not in agreement with those of OTAC, the funding recommendations provided by OTAC will be implemented, unless modified by a two-thirds (2/3) vote of the Board of County Commissioners.

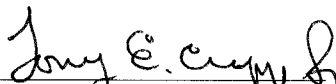
COMMUNITY ADVISORY COMMITTEE (CAC) RECOMMENDATIONS

In an effort to directly meet the need of low and moderate-income communities, \$100,000 was allocated to each of the nine CACs to address high priority needs in their

neighborhoods. CACs are being empowered to make non-public service recommendations to meet high priorities as identified in their Neighborhood Revitalization Strategies.

Finally, it is recommended that the Manager be authorized to make administrative non-substantial amendments to the plan approved by the BCC. As approved by the BCC in April 1996, the criteria for substantial amendments to the consolidated plan are stated below:

1. An activity assumes a new purpose;
2. The scope of activity is increased by 100% or more;
3. The minimum change in the cost of an activity is \$100,000 or more, or;
4. An activity's services are redirected outside of the previously agreed upon target (NRSA) area.


Assistant County Manager



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: December 16, 2003

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 7(K)(1)(A)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(K)(1)(A)
12-16-03

RESOLUTION NO. _____

RESOLUTION APPROVING THE FY 2004 FUNDING RECOMMENDATIONS FOR THE STATE HOUSING INITIATIVE PARTNERSHIP AND SURTAX PROGRAMS; AUTHORIZING THE FILING WITH U.S. HUD OF MIAMI-DADE COUNTY'S FY 2003-2007 CONSOLIDATED PLAN WITH PROJECTED USES OF FUNDS FOR FY 2004 COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP AND EMERGENCY SHELTER GRANT PROGRAMS; DIRECTING THE COUNTY MANAGER TO SUBMIT TO U.S. HUD THE OPA-LOCKA, WEST LITTLE RIVER, MODEL CITY, MELROSE, CORAL GABLES (COCONUT GROVE), SOUTH MIAMI, PERRINE, LEISURE CITY AND GOULDS FOCUS AREAS AND THE FEDERAL ENTERPRISE COMMUNITY/EMPOWERMENT ZONE FOR DESIGNATION AS NEIGHBORHOOD REVITALIZATION STRATEGY AREAS; AUTHORIZING THE COUNTY MANAGER TO GIVE PRIORITY CONSIDERATION TO FULFILL FY 2002-2003 BUDGETED MANDATES; AND EXECUTE ALL CONTRACTS, AGREEMENTS, AMENDMENTS, AND TO SHIFT FUNDS AWARDED FOR A PROJECT TO AN ENTITY CREATED FOR THE PURPOSE OF CARRYING OUT THAT PROJECT NECESSARY TO CARRY OUT THE ABOVE PROGRAMS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outline in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the funding recommendations for the State Housing Initiative Partnership (SHIP) and Surtax

Programs; authorizes the filing with U.S. HUD of the Miami-Dade County FY 2003-2007 Consolidated Plan, including the FY 2003 Action Plan with projected uses of funds for the Community Development Block Grant (CDBG), HOME Investment Partnership (HOME) and Emergency Shelter Grant (ESG) Programs; authorizes the County Manager to give priority consideration to fulfill FY 2003-2004 budgeted mandates, and to shift funds for each program among activities of the same agency without exceeding the total amount allocated to that agency; authorizes the County Manager to shift funding between agencies without exceeding the total award amount to that activity or changing the scope of that activity; directs the County Manager to submit to U.S. HUD the Opa-locka, West Little River, Model City, Melrose, Coral Gables (Coconut Grove), South Miami, Perrine, Leisure City and Goulds Focus Areas and the Federal Enterprise Community/Empowerment Zone areas for designation as Neighborhood Revitalization Strategy Areas; authorizes the County Manager to make non-substantive modifications to the FY 2004 Action Plan; authorizes the County Manager to execute such contracts, agreements and amendments necessary to carry out the above programs after approval by the County Attorney Office; and authorizes the County Manager to exercise the cancellation provisions contained therein.

The foregoing was offered by Commissioner
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson
Katy Sorenson, Vice-Chairperson


Bruno A. Barreiro
Betty T. Ferguson
Joe A. Martinez
Dennis C. Moss
Natacha Seijas
Sen. Javier D. Souto

Jose "Pepe" Diaz
Sally A. Heyman
Jimmy L. Morales
Dorrian D. Rolle
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 16th day of December, 2003. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. 

Shannon D. Summerset

By: _____
Deputy Clerk